IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 661 OF 2006
IN
FIRST APPEAL NO. 259 OF 2006.

Smt.Priya Prakash Sawardekar. ... Applicant.
Versus.
Smt.Rukmini Gopal Kelkar. ... Respondent.

Shri Ruchir U.Dholkia for the Applicant.

Ms.Patil i/by Shri S.G.Ghogare for the Respondent.

CORAM : ABHAY S.OKA, J.

DATED : 17th April, 2006.

P.C.:

1. Rule. The Respondent waives service. Taken up for hearing forthwith.

2. Prayer in this application is for grant of stay to the execution of decree of perpetual injunction passed by the trial Court. It is not in dispute between the parties that during the pendency of the suit in the trial Court temporary injunction in terms of the decree which is passed was operating. Therefore, no case is made out for grant of stay. The possession of the Respondent has been protected through out the pendency of the suit. Hence the Civil Application is rejected with no order as to costs.

Judge.